



PATENT COOPERATION TREATY

PCT

NOTIFICATION OF ELECTION

(PCT Rule 61.2)

Date of mailing (day/month/year) 04 August 2000 (04.08.00)	in its capacity as elected Office
International application No. PCT/US99/27251	Applicant's or agent's file reference WFA-1100 PCT
International filing date (day/month/year) 17 November 1999 (17.11.99)	Priority date (day/month/year) 25 November 1998 (25.11.98)
Applicant	
AFTOORA, William, F.	

1. The designated Office is hereby notified of its election made:

in the demand filed with the International Preliminary Examining Authority on:

13 June 2000 (13.06.00)

in a notice effecting later election filed with the International Bureau on:

2. The election was

was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

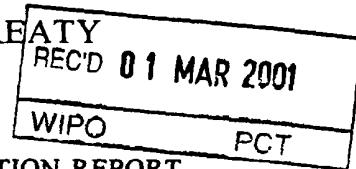
<p>The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland</p> <p>Facsimile No.: (41-22) 740.14.35</p>	<p>Authorized officer</p> <p>Pascal Piriou</p> <p>Telephone No.: (41-22) 338.83.38</p>
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PATENT COOPERATION TREATY
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INTERNATIONAL PRELIMINARY EXAMINATION REPORT



(PCT Article 36 and Rule 70)

Applicant's or agent's file reference WFA-1100 PCT	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)
International application No. PCT/US99/27251	International filing date (day/month/year) 17 NOVEMBER 1999	Priority date (day/month/year) 25 NOVEMBER 1998
International Patent Classification (IPC) or national classification and IPC IPC(7): A23L 2/00 and US Cl.: 426/106, 477, 590, 594		
Applicant WILLIAM F. AFTOORA		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 4 sheets.

This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of 0 sheets.

3. This report contains indications relating to the following items:

- I Basis of the report
- II Priority
- III Non-establishment of report with regard to novelty, inventive step or industrial applicability
- IV Lack of unity of invention
- V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability and explanations supporting such statement
- VI Certain documents cited
- VII Certain defects in the international application
- VIII Certain observations on the international application

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Date of submission of the demand 13 JUNE 2000	Date of completion of this report 21 DECEMBER 2000
Name and mailing address of the IPEA/US Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231	Authorized officer HELEN PRATT
Facsimile No. (703) 305-3230	Telephone No. (703) 308-1978

Jean Proctor
Paralegal Specialist

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US99/27251

I. Basis of the report1. With regard to the **elements** of the international application:^{*} the international application as originally filed the description:

pages 1-11, as originally filed
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____

 the claims:

pages 12-15, as originally filed
 pages NONE, as amended (together with any statement) under Article 19
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____

 the drawings:

pages none, as originally filed
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____

 the sequence listing part of the description:

pages NONE, as originally filed
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____

2. With regard to the **language**, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

 the language of a translation furnished for the purposes of international search (under Rule 23.1(b)). the language of publication of the international application (under Rule 48.3(b)). the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).3. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing: contained in the international application in printed form. filed together with the international application in computer readable form. furnished subsequently to this Authority in written form. furnished subsequently to this Authority in computer readable form. The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished. The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.4. The amendments have resulted in the cancellation of: the description, pages none the claims, Nos. none the drawings, sheets/fig none5. This report has been drawn as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).^{**}

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).

**Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US99/27251

V. Reasons and statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. statement**

Novelty (N)	Claims <u>1-21</u>	YES
	Claims <u>none</u>	NO
Inventive Step (IS)	Claims <u>1-21</u>	YES
	Claims <u>none</u>	NO
Industrial Applicability (IA)	Claims <u>1-21</u>	YES
	Claims <u>none</u>	NO

2. citations and explanations (Rule 70.7)

Claims 1-21 meet the requirements for industrial applicability as defined by PCT Article 33(4) by providing a composition for reducing the acidity of foods and beverage products, method of making and a packaged beverage product containing the claimed composition.

Claims 1-21 meet the criteria set out in PCT Article 33(2)-(4), because the prior art does not teach or fairly suggest a composition for raising the pH of a food product using a bicarbonate, a binder and optionally preservatives, or method of making or the packaged product.

----- NEW CITATIONS -----
NONE

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US99/27251

Supplemental Box

(To be used when the space in any of the preceding boxes is not sufficient)

Continuation of: Boxes I - VIII

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